



Arizona Peace Officer Standards and Training Board

2643 East University Drive Phoenix, Arizona 85034-6914 Phone (602) 223-2514 Fax (602) 244-0477

NOTICE OF PUBLIC MEETING AND AGENDA

April 15, 2020

10:00 a.m.

Following the recommendations from the Center for Diseases Control and Prevention (CDC), to avoid gatherings of 10 or more people, as well as federal and state emergency declarations related to COVID-19, for the **April 15, 2020**, AZPOST Board Meeting, physical attendance will be limited to AZPOST Board members and necessary staff only. Some Board members and staff may attend electronically. Agency heads requesting a petition for waiver will have access online to address the Board. Individuals or their attorneys, as final action review, will also have access online to address the Board.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Peace Officer Standards and Training Board endeavors to ensure the accessibility of its meetings to all persons with disabilities. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Sandy Sierra at (602) 774-9352. Requests should be made as early as possible to allow time to arrange the accommodation.

Upon a vote of the majority of a quorum, the Board may vote to go into Executive Session pursuant to A.R.S. §38-431.03(A)(3) for the purpose of discussion or consultation for legal advice with the attorney or attorneys of the public body regarding any item on this agenda. The chair may take items out of order.

- A. Call to Order and Pledge of Allegiance
- B. Introductions, Presentations and Announcements
- C. Executive Director's Report

The Board may receive updates on any of the following Report items; it may discuss, provide direction or ask questions of the Executive Director on any of these items. The order of the Report is at the discretion of the Executive Director and the Chairman and may be revisited at any time during the meeting:

- Update on Budget
- Update on Communications with Law Enforcement Associations, Groups and Agencies
- Update on Staff and Personnel Issues
- Legislative Update

- C-1. Review, discussion and possible action on an Update on Potential Rules Changes regarding Pre-Employment Drug Screening Standards.

D. Consent Agenda

The following items make up the Consent Agenda. These items will be considered for approval as a single action; unless a Board member or any other interested party wishes to remove an item to be discussed.

- 1. Approval of Minutes:
February 19, 2020, Board Meeting
- 2. Review, discussion and possible action on Ministerial Actions. The following ministerial actions have been taken by staff upon Board instruction. By approving these items, the Board adopts and ratifies those actions:
 - a. Certification Waivers. The following individuals have met the requirements of AZPOST Rule R13-4-110(D):

Joshua M. McDermott	Gilbert Police Department
Eric J. Dunston	Payson Police Department
Benjamin C. Wolf	Flagstaff Police Department

- b. Consent Agreement for Voluntary Relinquishment/Denial of Peace Officer Certification for the following:

Jeffrey D. Lowman	19-111	AZ Game and Fish Department
Timothy F. Baiardi	19-070	Phoenix Police Department
Salvatore Loiacono	19-218	Phoenix Police Department
Michael S. Mason	19-078	Phoenix Police Department
Aaron F. Brown	19-067	Tohono O’odham Police Department
Jeffrey S. Neese	19-037	Mesa Police Department
Aaron C. Hergert	19-209	Peoria Police Department
Joseph R. Jaen	19-072	Tempe Police Department

- c. Training Audit Deficiencies. The following individuals are deficient in their required annual training. The Board shall restrict their certified status until this deficiency is corrected:

Steven Kane	White Mountain Apache Tribal Police Department
Theodore Shaw	White Mountain Apache Tribal Police Department

- E. Review, Discussion and Possible Action on an Oro Valley Police Department Petition for a waiver pursuant to A.A.C. R13-4-103(G) of the seven year restriction from A.A.C. R13-4-105(A)(14) for Applicant Austin Grijalva.

- F. Review, Discussion and Possible Action on a Phoenix Police Department Petition for a waiver pursuant to A.A.C. R13-4-103(G) of the seven year restriction from A.A.C. R13-4-105(A)(14) for Applicant Madison Mensching.
- G. Review, Discussion and Possible Action on a Cochise County Sheriff's Office Petition for a waiver pursuant to A.A.C. R13-4-103(G) of the seven year restriction from A.A.C. R13-4-105(A)(14) for Applicant Austin J. Shaw.
- H. Review, Discussion and Possible Action on a Buckeye Police Department Petition for a waiver pursuant to A.A.C. R13-4-103(G) requesting a medical restriction of peace officer certification for Applicant Samuel Favela.

I. Final Action Cases – Review, Discussion and Possible Action

Accept, Reject, or Modify the Findings of Fact and Conclusions of Law and vote on appropriate disposition on the following cases:

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| 1. Jonathan M. Schueller | 19-035 | Maricopa Police Department |
| 2. Nicholas M. Wood | 19-201 | Pima County Sheriff's Department |
| 3. Cristi V. Porras | 19-025 | Tucson Police Department |

Accept the Certified Judgment from the Court and vote on appropriate disposition on the following case:

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| 4. Daniel S. Bernstein | 20-003 | AK-Chin Tribal Police Department |
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J. New Cases – Review, Discussion and Possible Action

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| 1. Amaury Fernandez Jr. | 19-210 | Peoria Police Department |
| 2. William M. Abbiatti | 19-186 | Mesa Police Department |
| 3. John L. Santiago | 19-188 | Mesa Police Department |
| 4. Daniel M. Glover | 19-187 | Mesa Police Department |
| 5. Stephen D. Laconte Jr. | 19-219 | AZ Department of Public Safety |
| 6. Jason L. Ryan | 19-202 | Tucson Airport Authority Police Department |
| 7. Pedro Aguila-Muniz | 19-110 | AZ Department of Public Safety |
| 8. Brannon R. Eagar | 20-035 | Apache County Sheriff's Office |
| 9. David B. Hornung | 20-017 | Gila County Sheriff's Office |
| 10. Robert K. Martin | 20-010 | Gilbert Police Department |
| 11. Michael D. Williams | 19-232 | Peoria Police Department |

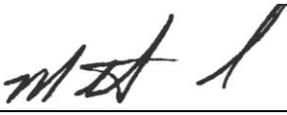
K. Future Agenda Items

L. Adjournment

A copy of the agenda provided to the Board members is available for public inspection, at least 24 hours prior to the meeting, at the Arizona Peace Officer Standards and Training Board office, 2643 East University Drive, Phoenix, AZ.

Dated: April 1, 2020

ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD

By: 

Matt Giordano, Executive Director